

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT B GWINN

Plaintiff(s),

No. C-08-01080 EDL

v.

ORDER OF CONDITIONAL DISMISSAL

GALE FORCE INC

Defendants.

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement of this cause,

IT IS HEREBY ORDERED that this case is dismissed without prejudice, with leave to reinstate on or before November 3, 2008 for the purpose of proceeding with the litigation in the event a settlement has not been completed prior to that date. In the event a request to reinstate the case is not filed and served on opposing counsel on or before the foregoing date, the dismissal will be with prejudice. This order vacates the upcoming case management conference and any other dates set in this case.

IT IS SO ORDERED.

Dated: August 4, 2008

Elizabeth D. Laporte

ELIZABETH D. LAPORTE
United States Magistrate Judge